

REMARKS

File History

- In the Office action of 11/30/2006, all remaining claims except 38 are indicated to be allowed or allowable.

Summary of Current Response

Claim 38 is canceled.

Claim 40 is amended to include the limitations of earlier claim 38.

CONCLUSION

Allowable subject matter was indicated to be present in all pending claims save 38. Although Applicant still does not agree with the rejection of Claim 38 as based on Chen for all the reasons already on record, as a matter of economic expedience, Claim 38 is canceled. A Notice of Allowance is respectfully requested. Should any other action be contemplated by the Examiner, it is respectfully requested that he contact the undersigned at (408) 392-9250 to discuss the application.

The Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 50-2257 for any matter in connection with this response, including any fee for extension of time and/or fee for additional claims, which may be required.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on __February 28__, 2007.

 2/27/07

Attorney for Applicant(s)

Date of Signature

Respectfully submitted,



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